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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|--------------------------------|------------------------|
| 10/510,336 | 05/19/2005 | Haruki Kitamura | 21089/0207148-US0 | 8390 |
| 7278 | 7590 | 07/02/2009 | | |
| DARBY & DARBY P.C. P.O. BOX 770 Church Street Station New York, NY 10008-0770 | | | EXAMINER CHRISS, JENNIFER A | |
| | | | ART UNIT 1794 | PAPER NUMBER |
| | | | MAIL DATE 07/02/2009 | DELIVERY MODE PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10510336 | 5/19/2005 | KITAMURA ET AL. | 21089/0207148-US0 |

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EXAMINER

JENNIFER A. CHRISS

| ART UNIT | PAPER |
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| 1794 | 20090701 |
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Commissioner for Patents

The reply filed on 3/17/09 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): In the originally filed claims of 10/5/04, claims 1 - 9 were pending. On 2/8/08, a restriction requirement was issued and on 6/09/09, Applicant elected claims 1 - 5 and did not elect claims 6 - 7 drawn to a process and claims 8 - 9 drawn to an apparatus. In the most recent set of claims filed on 3/17/09, claims 6 - 11 are indicated as new and are different than the originally filed claims 6 - 9. The Applicant should indicate claims 6 - 9 as either withdrawn or cancelled and renumber the newly presented claims as 10 - 15. Please correct. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

/J.A.C./

/Jennifer A Chriss/
Primary Examiner, Art Unit 1794